

INLAND WETLAND AND  
WATERCOURSES AGENCY

ITEM NO. 29

FILE NO. 780

**RECEIVED**

**JUL 13 2016**

**TOWN COUNCIL OFFICE  
West Hartford, CT**

**CERTIFIED MAIL**

July 12, 2016

Mr. Duane Martin  
Town Engineer  
50 South Main Street  
West Hartford, CT 06107

**SUBJECT: Work in the Right-of-Way of Whitman Avenue and Braeburn Road,  
Generally Adjacent to 47 and 200 Whitman Avenue and 45 Braeburn Road  
(Braeburn Culvert)**

Dear Mr. Martin:

At its regular meeting of Wednesday, July 6, 2016, the West Hartford Town Plan and Zoning Commission, acting as the Inland Wetlands and Watercourses Agency, gave consideration to the following item:

**Work in the Right-of-Way of Whitman Avenue and Braeburn Road, Generally Adjacent to 47 and 200 Whitman Avenue and 45 Braeburn Road (Braeburn Culvert) - Application (IWW #1045) of Town of West Hartford (Duane Martin, Town Engineer) seeking approval of an Inland Wetlands and Watercourses Permit to repair the drainage culvert conveying Trout Brook under Braeburn Road/Whitman Avenue. (Submitted for IWWA receipt on June 6, 2016. Determined to be potentially significant and scheduled for required public hearing on July 6, 2016)**

After a detailed review of the application and its related exhibits and after consideration of staff technical comments, and the public hearing record the IWWA acted by **unanimous vote (5-0)** (Motion/Maresca; Second/O'Donnell) (Donelson seated for Prestage) (Binkhorst seated for Seder) to **CONDITIONALLY APPROVE** the proposed regulated activity and to direct that a wetland permit be issued. During its discussion and deliberation on this matter, the Agency made the following findings:

**WORK IN THE RIGHT-OF-WAY OF WHITMAN AVENUE AND BRAEBURN ROAD,  
GENERALLY ADJACENT TO 47 & 200 WHITMAN AVENUE AND 45 BRAEBURN RD  
INLAND WETLAND APPLICATION IWW #1045  
COMPLIANCE WITH SECTION 10.2 and 10.4  
STANDARDS AND CRITERIA FOR DECISION**

The request to conduct certain regulated activities at the **Right-of-Way of Whitman Avenue and Braeburn Road, Generally Adjacent to 47 and 200 Whitman Avenue and 45 Braeburn Road** in West Hartford, Connecticut pursuant to an Inland Wetland and Watercourse application IWW #1045 should be approved as the Standards and Criteria for Decision as set forth in the Inland Wetlands and Watercourses Regulations for the Town of West Hartford in Section 10.2 have been favorably met. During its discussions and deliberations on this matter, the agency made the following findings:



TOWN OF WEST HARTFORD 50 SOUTH MAIN STREET  
WEST HARTFORD, CONNECTICUT 06107-2431  
(860) 561-7555 FAX: (860) 561-7400  
[www.westhartford.org](http://www.westhartford.org)

[1.] The environmental impact of the proposed regulated activity on wetlands or watercourses will not be so significant as to warrant the denial of this application. To support this action, the applicant's professional wetland and soil scientist, Michael S. Klein of Environmental Planning Services, LLC has submitted a report dated March 24, 2016.

[2.] The applicant's purpose for the proposed regulated activity is a valid and useful one which alternatives would cause less or no environmental impact to wetlands or watercourses;

[3.] The feasible and prudent alternatives to the proposed activity have been analyzed by the applicant and the proposed activity is likely to cause less or no environmental impact to wetlands or watercourses than those alternatives.

[4.] The short-term and long-term impacts of the proposed regulated activity on wetlands or watercourses are not to be so significant as to warrant denial of this application.

[5.] The long term productivity of the wetlands or watercourses will not be damaged by the approval of this application;

[6.] The proposed regulated activity will not cause irreversible and irretrievable loss of wetland or watercourse resources.

[7.] The proposed regulated activity neither threatens nor impacts the safety, health or reasonable use of property; and

[8.] The proposed regulated activity and future activities associated with or reasonably related to, the proposed regulated activities which are made inevitable by the proposed regulated activity will not have significant impacts on wetlands or watercourses outside the area for which the activity is proposed.

In addition, the Agency considered measures which would mitigate the impact of the proposed activity and may be imposed as conditions of the permit. Such measures include the availability of further technical improvements or safeguards which could feasibly be added to the plan or action to avoid the reduction of or damage to the wetland's or watercourses natural capacity to support desirable biological life, prevent flooding, supply water, control sedimentation and/or prevent erosion, assimilate wastes, facilitate drainage, and provide recreation and open space. The Agency renders its decision to issue this permit on the following considerations and criteria:

- A. That the natural functions and quality of water in local drainage systems both on and off-site shall be preserved and maintained.
- B. That the overall impact of this development on the environment will be kept to a minimum if the conditions imposed by this permit are carried out by the applicant.
- C. There are no reasonable and prudent alternatives which will allow the same activity to be carried out on the proposed site.
- D. During the period when this permit remains in force, the applicant and the Inland Wetland and Watercourses Agency will be working together in good faith to resolve any

matters that may arise relative to the environmental impact on the community due to the activities of the applicant.

The Agency hereby authorizes the applicant to conduct a series of regulated activities on a parcel of land which falls under the jurisdiction of the Inland Wetlands and Watercourse Act of the Connecticut General Statutes and the Inland Wetlands and Watercourses Regulations of the Town of West Hartford. Said parcel of land is located at the **Right-of-Way of Whitman Avenue and Braeburn Road, generally adjacent to 47 and 200 Whitman Avenue and 45 Braeburn Road.**

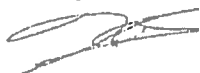
This permit is issued and made subject to the following conditions:

- 1.) Plans of record are incorporated by reference in this permit as fully set forth herein.
- 2.) The wetland permit is subject to full compliance with the Town erosion and sediment requirements and shall be installed and maintained in accordance with the 2002 Connecticut Guidelines for Soil Erosion and Sediment Control, as may be amended.
- 3.) The permit shall expire if not exercised within two (2) years from the date of issuance, or date of final resolution of any legal action challenging this permit. This permit shall not be assigned, transferred, sublet or sold to any other person without written permission of the Agency.

By this letter the IWWA is transmitting a notice of IWW permit approval. This notice is given to the West Hartford Town Clerk and to the State of Connecticut Department of Energy & Environmental Protection per the requirements of the Inland Wetlands and Watercourses Regulations.

If you have any questions regarding this letter, please feel free to contact the Planning Office at 860.561.7555.

Sincerely,



Kevin Ahern, Chairman  
TPZ/IWWA

Cc: Ronald Van Winkle, Town Manager  
Mark McGovern, Director of Community Services  
Essie Labrot, Town Clerk  
Todd Dumais, Town Planner  
Duane Martin, Town Engineer  
Brian McCarthy, Conservation & Environmental Commission  
Department of Energy & Environmental Protection  
Subject IWW File

Shared/TPZ/decisionletter/2016/Braeburn/Culvert\_IWW\_1045\_Approval

INLAND WETLAND AND  
WATERCOURSES AGENCY

**RECEIVED**

**JUL 13 2016**

**CERTIFIED MAIL**

July 12, 2016

**TOWN COUNCIL OFFICE  
West Hartford, CT**

Mr. Thomas J. Daly  
Milone and MacBroom, Inc.  
99 Realty Drive  
Cheshire, CT 06410

**SUBJECT: 72 Hillsboro Drive- IWW #1044**

Dear Mr. Daly:

At its regular meeting of Wednesday, July 6, 2016, the West Hartford Town Plan and Zoning Commission, acting as the Inland Wetlands and Watercourses Agency, gave consideration to the following item:

**72 Hillsboro Drive** - Application (IWW #1044) of Deborah E. Beach, (Tom Daly, P.E., Contact) requesting approval of an Inland Wetlands and Watercourses Permit to conduct certain regulated activities which may have an adverse impact on a watercourse (Hunter Brook). The applicant proposes to install 6" sewer lateral in order to provide sanitary sewer service to the existing home and make associated site improvements. All construction will conform to the MDCs standard requirements and specifications (Submitted for IWWA receipt on June 6, 2016. Determined to be potentially significant and scheduled for required public hearing on July 6, 2016.)

After a detailed review of the application and its related exhibits and after consideration of staff technical comments, and the public hearing record the IWWA acted by **unanimous vote (5-0)** (Motion/Donelson; Second/O'Donnell) (Donelson seated for Prestage) (Binkhorst seated for Seder) to **CONDITIONALLY APPROVE** the proposed regulated activity and to direct that a wetland permit be issued. During its discussion and deliberation on this matter, the Agency made the following findings:

**72 HILLSBORO DRIVE**  
**INLAND WETLAND APPLICATION IWW #1044**  
**COMPLIANCE WITH SECTION 10.2 and 10.4**  
**STANDARDS AND CRITERIA FOR DECISION**

The request to conduct certain regulated activities at **72 Hillsboro Drive** in West Hartford, Connecticut pursuant to an Inland Wetland and Watercourse application **IWW #1044** should be approved as the Standards and Criteria for Decision as set forth in the Inland Wetlands and Watercourses Regulations for the Town of West Hartford in Section 10.2 have been favorably met. During its discussions and deliberations on this matter, the agency made the following findings:



TOWN OF WEST HARTFORD 50 SOUTH MAIN STREET  
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(860) 561-7555 FAX: (860) 561-7400  
www.westhartford.org

[1.] The environmental impact of the proposed regulated activity on wetlands or watercourses will not be so significant as to warrant the denial of this application. To support this action, the applicant's professional wetland and soil scientist, Michael S. Klein of Environmental Planning Services, LLC has submitted a report dated January 28, 2015.

[2.] The applicant's purpose for the proposed regulated activity is a valid and useful one which alternatives would cause less or no environmental impact to wetlands or watercourses;

[3.] The feasible and prudent alternatives to the proposed activity have been analyzed by the applicant and the proposed activity is likely to cause less or no environmental impact to wetlands or watercourses than those alternatives.

[4.] The short-term and long-term impacts of the proposed regulated activity on wetlands or watercourses are not to be so significant as to warrant denial of this application.

[5.] The long term productivity of the wetlands or watercourses will not be damaged by the approval of this application;

[6.] The proposed regulated activity will not cause irreversible and irretrievable loss of wetland or watercourse resources.

[7.] The proposed regulated activity neither threatens nor impacts the safety, health or reasonable use of property; and

[8.] The proposed regulated activity and future activities associated with or reasonably related to, the proposed regulated activities which are made inevitable by the proposed regulated activity will not have significant impacts on wetlands or watercourses outside the area for which the activity is proposed.

In addition, the Agency considered measures which would mitigate the impact of the proposed activity and may be imposed as conditions of the permit. Such measures include the availability of further technical improvements or safeguards which could feasibly be added to the plan or action to avoid the reduction of or damage to the wetland's or watercourses natural capacity to support desirable biological life, prevent flooding, supply water, control sedimentation and/or prevent erosion, assimilate wastes, facilitate drainage, and provide recreation and open space. The Agency renders its decision to issue this permit on the following considerations and criteria:

- A. That the natural functions and quality of water in local drainage systems both on and off-site shall be preserved and maintained.
- B. That the overall impact of this development on the environment will be kept to a minimum if the conditions imposed by this permit are carried out by the applicant.

- C. There are no reasonable and prudent alternatives which will allow the same activity to be carried out on the proposed site.
- D. During the period when this permit remains in force, the applicant and the Inland Wetland and Watercourses Agency will be working together in good faith to resolve any matters that may arise relative to the environmental impact on the community due to the activities of the applicant.

The Agency hereby authorizes the applicant to conduct a series of regulated activities on a parcel of land which falls under the jurisdiction of the Inland Wetlands and Watercourse Act of the Connecticut General Statutes and the Inland Wetlands and Watercourses Regulations of the Town of West Hartford. Said parcel of land is located **72 Hillsboro Drive**.

This permit is issued and made subject to the following conditions:

- 1.) Plans of record are incorporated by reference in this permit as fully set forth herein.
- 2.) The wetland permit is subject to full compliance with the Town erosion and sediment requirements and shall be installed and maintained in accordance with the 2002 Connecticut Guidelines for Soil Erosion and Sediment Control.
- 3.) The permit shall expire if not exercised within two (2) years from the date of issuance, or date of final resolution of any legal action challenging this permit. This permit shall not be assigned, transferred, sublet or sold to any other person without written permission of the Agency.

By this letter the IWWA is transmitting a notice of IWW permit approval. This notice is given to the West Hartford Town Clerk and to the State of Connecticut Department of Energy & Environmental Protection per the requirements of the Inland Wetlands and Watercourses Regulations.

If you have any questions regarding this letter, please feel free to contact the Planning Office at 860.561.7555.

Sincerely,



Kevin Ahern, Chairman  
TPZ/IWWA

Cc: Ronald Van Winkle, Town Manager  
Mark McGovern, Director of Community Services  
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